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Gregg Scheller
17820 Suzanne Ridge Drive
Wildwood, MO 63038

In re Application of :
Gregg Scheller et al :
Serial No.: 10/625,434 :
Filed: July 23, 2003 :
For: Device for Radial Optic Neurotomy :

DECISION ON
PETITION TO MAKE SPECIAL

This is in response to applicants' petition filed January 22, 2004, to make the above-identified application special under the provisions of 37 CFR 1.102(d), based on infringement.

Applicant has satisfied the provisions set forth in M.P.E.P. 708.02, II. Therefore the petition is **GRANTED**.

The application will be forwarded to the examiner for action on the merits commensurate with this decision.

Should there be any questions with regard to this letter please contact John Kittle by letter addressed to the Director, Technology Center 3700/2900, P.O. Box 1450 Alexandria, VA 22313-1450 or by telephone at (703) 308-0873 or by facsimile transmission at (703) 308-3139.

John E. Kittle
Director
Technology Center 3700/2900